

DOCKET NO.: BMS-2027 (PH-7176)

PATENT  
REPLY FILED UNDER EXPEDITED  
PROCEDURE PURSUANT TO  
37 CFR § 1.116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In Re Application of:**

**Shuang Liu, et al.**

**Application No.: 09/899,629**

**Filing Date: July 5, 2001**

**For: Stable Radiopharmaceutical Compositions And Methods For Preparation**

**Thereof**

**Confirmation No.: 5136**

**Group Art Unit: 1617**

**Examiner: Shengjun Wang**

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Electronically filed Via EFS Web on May 18, 2006

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS PURSUANT TO 37 CFR § 1.192**

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed **January 18, 2006** finally rejecting claims **19-22, 30-33, 35-39** of the above-identified patent application.

The item(s) checked below are appropriate:

- Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as : \_\_\_\_\_
- Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for response to the Office Action of January 18, 2006 to and through May 18, 2006 comprising an extension of the shortened statutory period of 1 month.

|   | SMALL ENTITY |            | NOT SMALL ENTITY |                 |
|---|--------------|------------|------------------|-----------------|
|   | RATE         | Fee        | RATE             | Fee             |
| <input checked="" type="checkbox"/> NOTICE OF APPEAL            | \$200        | \$         | \$500            | \$500           |
| <input checked="" type="checkbox"/> ONE MONTH EXTENSION OF TIME | \$60         | \$         | \$120            | \$120           |
| <input type="checkbox"/> TWO MONTH EXTENSION OF TIME            | \$225        | \$         | \$450            | \$0             |
| <input type="checkbox"/> THREE MONTH EXTENSION OF TIME          | \$510        | \$         | \$1020           | \$0             |
| <input type="checkbox"/> FOUR MONTH EXTENSION OF TIME           | \$795        | \$         | \$1590           | \$0             |
| <input type="checkbox"/> FIVE MONTH EXTENSION OF TIME           | \$1080       | \$         | \$2160           | \$0             |
| <input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID    | minus        | (\$ )      | minus            | (\$0)           |
| <b>TOTAL FEE DUE</b>  |              | <b>\$0</b> |                  | <b>\$620.00</b> |

- A check in the amount of \$ .00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- Please charge my Deposit Account No. 23-3050 in the amount of **\$620.00**.
- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050.

Date: May 18, 2006

/Brian J. Hubbard/

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